

## REPORT AND RECOMMENDATION OF U.S. MAGISTRATE JUDGE

1. That they may file, pursuant to 28 U.S.C. § 636(b)(1)(C) and Rule IB 3-2 of the Local Rules of Practice, specific written objections to this Report and Recommendation within ten (10) days of receipt. These objections should be titled “Objections to Magistrate

1 Judge's Report and Recommendation" and should be accompanied by points and authorities  
2 for consideration by the District Court.

3 2. That this Report and Recommendation is not an appealable order and that any  
4 notice of appeal pursuant to Rule 4(a)(1), Fed. R. Civ. P., should not be filed until entry of the  
5 District Court's judgment.

6 DATED: October 16, 2009.

7 

8  
9 

---

UNITED STATES MAGISTRATE JUDGE  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28